

PHILLIP A. TALBERT
United States Attorney
JEFFREY A. SPIVAK
Assistant United States Attorney
2500 Tulare Street, Suite 4401
Fresno, CA 93721
Telephone: (559) 497-4000
Facsimile: (559) 497-4099

Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROGER BROWN,

Defendant.

CASE NO. 1:23-CR-0132-ADA-BAM
STIPULATION REGARDING BRIEFING
SCHEDULE; ORDER

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. This is an appeal from a magistrate judge decision in a misdemeanor criminal case. This court set a briefing schedule on June 29, 2023. (ECF #91). Defendant's opening brief was filed on August 10, 2023. (ECF #94).

2. The parties have been working on a resolution to the case that would have obviated the need for this appeal. That initial proposal was rejected by the magistrate judge for lacking certain information. The parties are working to obtain that information for the court.

///

///

///

3. The parties stipulate and request that the Court enter into the following briefing schedule.

a) Government's answering brief due September 22, 2023.

b) Defendant's reply (if any), due October 6, 2023.

IT IS SO STIPULATED.

Dated: September 11, 2023

PHILLIP A. TALBERT
United States Attorney

/s/ JEFFREY A. SPIVAK
JEFFREY A. SPIVAK
Assistant United States Attorney

Dated: September 11, 2023

HEATHER WILLIAMS
Federal Defender

/s/ LAURA MYERS
LAURA MYERS
Assistant Federal Defender
Counsel for Defendant
roger brown

IT IS SO ORDERED.

Dated: September 12, 2023


UNITED STATES DISTRICT JUDGE